

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 145, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 gaming.
- 4 Delete everything after the enacting clause and insert the
- 5 following:
- 6 SECTION 1. IC 4-33-2-11.7 IS ADDED TO THE INDIANA
- 7 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 8 [EFFECTIVE JULY 1, 2007]: **Sec. 11.7. "Incentive payment"**
- 9 **means any payment that an operating agent or a holder of an**
- 10 **owner's license is required to make under a development**
- 11 **agreement.**
- 12 SECTION 2. IC 4-33-4-23, AS ADDED BY P.L.199-2005,
- 13 SECTION 1, IS AMENDED TO READ AS FOLLOWS
- 14 [EFFECTIVE JULY 1, 2007]: Sec. 23. (a) An operating agent or a
- 15 person holding an owner's license must report annually to the
- 16 commission the following:
- 17 (1) The total dollar amounts and recipients of incentive
- 18 payments made.
- 19 (2) Any other items related to the payments described in
- 20 subdivision (1) that the commission may require.
- 21 (b) The commission shall prescribe, with respect to the report
- 22 required by subsection (a):
- 23 (1) the format of the report;
- 24 (2) the deadline by which the report must be filed; and
- 25 (3) the manner in which the report must be maintained and
- 26 filed.

1 (c) The recipients of incentive payments shall report annually
2 to an operating agent or a person holding an owner's license the
3 following:

4 (1) a verified accounting of all accounts associated with
5 incentive payments received;

6 (2) an itemized list of all disbursements of incentive
7 payments made to any person exceeding \$5,000 in the aggregate
8 during the prior reporting period that includes:

9 (A) the legal name of the recipient;

10 (B) the date of each disbursement;

11 (C) the amount of each disbursement; and

12 (D) the purpose of each disbursement.

13 (d) The recipients of incentive payments shall submit the
14 reports required by subsection (c) at least thirty (30) calendar
15 days prior to the deadline prescribed by the commission in
16 subsection (b).

17 (e) An operating agent or person holding an owner's license
18 shall include as an appendix to the reports required by subsection
19 (a) the reports submitted by the recipients of incentive payments
20 prescribed in subsection (c).

21 (f) An operating agent or person holding an owner's license
22 shall withhold incentive payments for the following reasons:

23 (1) the reports required by subsection (c) are incomplete;

24 (2) the reports required by subsection (c) are inaccurate; or

25 (3) the commission determines that incentive payments are
26 not benefitting the economic development of the geographic area
27 intended.

28 (g) The commission shall post to the world wide web, in a
29 location and format easily accessible to the public, the reports
30 required by this section.

(Reference is to SB 145 as introduced.)

**and when so amended that said bill be reassigned to the Senate Committee on Commerce, Public Policy
and Interstate Cooperation .**

LONG, Chairperson